



**JASPER COUNTY COUNCIL
COUNCIL CHAMBERS**

**Jasper County Clementa C. Pinckney Government Bldg
358 Third Avenue Ridgeland, SC 29936**

MARCH 18, 2019

AGENDA

5:00 P.M.

I. Call to Order

II. Executive Session

SECTION 30-4-70. Meetings which may be closed; procedure; circumvention of chapter; disruption of meeting; executive sessions of General Assembly.

(a) A public body may hold a meeting closed to the public for one or more of the following reasons:

(1) Discussion of employment, appointment, compensation, promotion, demotion, discipline, or release of an employee, a student, or a person regulated by a public body or the appointment of a person to a public body; however, if an adversary hearing involving the employee or client is held, the employee or client has the right to demand that the hearing be conducted publicly. Nothing contained in this item shall prevent the public body, in its discretion, from deleting the names of the other employees or clients whose records are submitted for use at the hearing. – Levy Volunteer Fire Department, County Administrator, Jasper County Transportation Advisory Committee

(2) Discussion of negotiations incident to proposed contract arrangements and proposed purchase or sale of property, the receipt of legal advice where the legal advice related to a pending, threatened, or potential claim or other matters covered by the attorney-client privilege, settlement of legal claims, or the position of the public agency in other adversary situations involving the assertion against the agency of a claim – Section 30-4-70(a)(2) – Fire Services, Okatie Park, Avigation Easements, Argent Business Park

(5) Discussion of matters relating to the proposed location, expansion, or the provision of services encouraging location or expansion of industries or other businesses in the area served by a public body -- Section 30-4-70(a)(5) – Jasper Ocean Terminal (JOT)

ANY EXECUTIVE SESSION MATTER ON WHICH DISCUSSION HAS NOT BEEN COMPLETED MAY HAVE DISCUSSION SUSPENDED FOR PURPOSES OF BEGINNING THE OPEN SESSION AT ITS SCHEDULED

TIME, AND COUNCIL MAY RETURN TO EXECUTIVE SESSION DISCUSSION AFTER THE CONCLUSION OF THE OPEN SESSION AGENDA ITEMS

6:30 P.M.

- III. Return to Open Session in Council Chambers
- IV. Possible Action on Items discussed in Executive Session
- V. Pledge of Allegiance
- VI. Invocation
- VII. Approval of Agenda
- VIII. Approval of the Minutes – June 18, 2018
- IX. Presentations and Proclamations
 - A. John Fleming - Southern Carolina Economic Development Alliance (SCA) Quarterly Report
- X. Open Floor to the Public per Ordinance 08-17 any citizen of the County may sign to speak before the Council on matters pertaining to County Services and Operations. Presentations will be limited to three (3) minutes and total public input will be limited to 30 minutes.
- XI. Resolutions
- XII. Ordinances
 - A. David Tedder – 1st Reading by title only of an Ordinance Approving a Development Agreement by and between Stever Family, LLC, Logan Real Estate, LLC, and Jasper County regarding Tax Map Parcels 080-03-00-003 through 080-03-00-018; 080-03-00-020; and 080-03-00-021 located in the Argent Business Park Pursuant to the South Carolina Local Government Development Agreement Act and Article IV, Chapter 20 of the Code Of Ordinances of Jasper County, and Authorizing the Chairman or County Administrator of Jasper County Council to Execute Said Development Agreement.
 - B. David Tedder – Public Hearing and 2st Reading of an [Ordinance](#) abandoning any Jasper County Right or Claim of Prescriptive Maintenance or Use on a portion of a road located within Jasper County (Jasper Station Road) upon conditions.
- XIII. New Business
 - A. Dale Terry and Andrew Fulghum – Presentation of Jasper County Transportation Advisory Committee Recommendations
 - I. Rock

- II. James Taylor Drive
- III. Detention Center Loop Road/Staging Area

- XIV. Old Business
 - A. Andrew Fulghum – Staff Recommendation for Future Use of County Property located at 214 Second Avenue (Former Solicitor’s Office)

- XV. Council Members Comments

- XVI. Administrator’s Report

- XVII. Possible Return to Executive Session to Continue Discussion on Matters Regarding Agenda Item II.

- XVIII. Adjourn

Council may take action on any item appearing on the agenda including items discussed in executive session.

Special Accommodations Available Upon Request to Individuals with Disabilities

**STATE OF SOUTH CAROLINA
COUNTY OF JASPER**

ORDINANCE NO. 2019- _____

**AN ORDINANCE ABANDONING ANY JASPER COUNTY RIGHT OR CLAIM OF
PRESCRIPTIVE MAINTENANCE OR USE ON A PORTION OF A ROAD LOCATED
WITHIN JASPER COUNTY (JASPER STATION ROAD) UPON CONDITIONS**

WHEREAS, the attached Exhibit A depicts a portion of an un-improved road commonly referred to as Jasper Station Road shown in purple and yellow, as well as Existing and future portions of East Argent Loop Road; and

WHEREAS, Jasper Station Road lies within Jasper County, has been maintained by Jasper County and by one or more ordinances heretofore duly enacted is or has been a purported “county road” subject to the jurisdiction of Jasper County; and

WHEREAS, so much of Jasper Station Road as is shown in purple on the attached Exhibit A lies wholly within the municipal limits of the City of Hardeeville; and

WHEREAS, so much of Jasper Station Road as is shown in purple on the attached Exhibit A is on property encompassed by a Development Agreement (commonly referred to as the East Argent Tract) entered into between the City of Hardeeville and Argent Land Holdings, LLC; and

WHEREAS, in connection with the development of the East Argent Tract the City of Hardeeville supports the re-routing of the portion of Jasper Station Road, constructing a new improved road to be known as East Argent Loop Road and closing a portion of Jasper Station Road, all as depicted in the attached Exhibit A; and

WHEREAS, the new proposed roads referred to as East Argent Loop Road and the re-routed Jasper Station Road shall be public roads to be maintained, or caused to be maintained by the City of Hardeeville and an improvement and increase convenience within the City and County; and

WHEREAS, the Jasper County Code of Ordinances provides for, among other things, the classification of roads in the County, identification of roads maintained by the County under ostensible prescriptive easement, creation of new roads, and standards for road construction; and

WHEREAS, the City of Hardeeville Code of Ordinances and Development Agreement provides for, among other things, creation of new roads, standards of construction, maintenance and related matters;

WHEREAS, Statutes of the State of South Carolina provide for, among other things, procedures for the closing and abandonment of roads which the City wishes to utilize in regards to the portion of Jasper Station Road identified as lying within the City boundaries; and

WHEREAS, inasmuch as by ordinance and/or prescription Jasper County may have acquired certain rights over Jasper Station Road, the City of Hardeeville has requested that Jasper County abandon and relinquish its rights with respect to so much of Jasper Station Road as is shown in purple on the attached Exhibit A; and

WHEREAS, in view of the new, alternate routes to be provided, which shall be constructed in accordance with City requirements to a better quality and utility than exists now, and provide better public access and travel convenience, so much of Jasper Station Road as is shown in purple on the attached Exhibit A will no longer be necessary for public use upon the completion of East Argent Loop Road, and County Council finds that abandonment of its rights in and to that portion of Jasper Station Road shown in purple is in its best interests.

NOW, THEREFORE, BE IT ORDAINED BY THE JASPER COUNTY COUNCIL DULY ASSEMBLED AS FOLLOWS:

Section 1. The above premises are incorporated as findings by the Council.

Section 2. Jasper County, in its capacity as a political subdivision of the State of South Carolina, does hereby relinquish any right or claim it may have pursuant to its Code of Ordinances or prescriptive easement with respect to so much of Jasper Station Road as is shown in purple on the attached Exhibit A, and consents on behalf of Jasper County to the closure of that portion shown in purple on the condition that the alternative route shown in blue on Exhibit A be completed and accepted by the City of Hardeeville prior to the abandonment and closure of the portion of Jasper Station Road shown in purple.

Section 3. To the extent this Ordinance contains provisions that conflict with provisions contained elsewhere in the Jasper County Code or other Jasper County ordinances, the provisions contained in this Ordinance supersede all other provisions and this Ordinance is controlling.

Section 4. If any section of this Ordinance is, for any reason, determined to be void or invalid by a court of competent jurisdiction, it shall not affect the validity of any other section of this Ordinance which is not itself void or invalid.

Section 5. This Ordinance shall become effective, and the rights of Jasper County to that portion of Jasper Station Road shown in purple shall be abandoned as of the date of completion of East Argent Loop Road as shown on in blue on the attached Exhibit A.

Enacted and approved, in meeting duly assembled, this ____ day of _____, 2019.

JASPER COUNTY, SOUTH CAROLINA

By: _____
D.T. Johnson, Jr., Chairman,
Jasper County Council

[SEAL]

Attest:

By: _____
Bonnie Lawson, Acting Clerk to County Council
Jasper County, South Carolina

First Reading: February 19, 2019
Second Reading: March 18, 2019
Public Hearing: March 18, 2019
Third Reading: _____, 2019

Exhibit A

Map of Area Depicting Jasper Station Road and East Argent Loop Road